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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/942,238	08/29/2001	Gary F. Hawkins	D-429	9140

7590 10/10/2002

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EXAMINER

ELDRED, JOHN W

ART UNIT

PAPER NUMBER

3644

DATE MAILED: 10/10/2002

Please find below and/or attached an Office communication concerning this application or proceeding.



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SERIAL NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NO.

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3	

DATE MAILED:

**This is a communication from  
the Examiner in charge of your  
application.**

Commissioner of Patents and Trademarks

**NOTICE OF ALLOWABILITY (FORM D-10)**

This application is now in condition for allowance, and the prosecution is closed. However, in view of the secrecy order issued 1-11-02, under 35 U.S.C. (1952) 181, this application will be withheld from issue during such period as the national interest requires.

The allowable claims are: 1 - 10

*J. Woodrow Eldred*  
J. WOODROW ELDRED  
PRIMARY EXAMINER  
GROUP 220

EXAMINER

<b>Notice of Allowability</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/942,238	HAWKINS ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	J. Woodrow Eldred	3644	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1.  This communication is responsive to \_\_\_\_.
2.  The allowed claim(s) is/are 1-10.
3.  The drawings filed on 29 August 2001 are accepted by the Examiner.
4.  Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).  
a)  All    b)  Some\*    c)  None    of the:
  1.  Certified copies of the priority documents have been received.
  2.  Certified copies of the priority documents have been received in Application No. \_\_\_\_.
  3.  Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_

5.  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).  
(a)  The translation of the foreign language provisional application has been received.

6.  Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. **THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

7.  A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.

8.  CORRECTED DRAWINGS must be submitted.

(a)  including changes required by the Notice of Draftsperson's Patent Drawing Review ( PTO-948) attached  
1)  hereto or 2)  to Paper No. \_\_\_\_.

(b)  including changes required by the proposed drawing correction filed \_\_\_\_, which has been approved by the Examiner.

(c)  including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No. \_\_\_\_.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the top margin (not the back) of each sheet. The drawings should be filed as a separate paper with a transmittal letter addressed to the Official Draftsperson.

9.  DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

DECLASSIFIED BY

**Attachment(s)**

1  Notice of References Cited (PTO-892)  
3  Notice of Draftperson's Patent Drawing Review (PTO-948)  
5  Information Disclosure Statements (PTO-1449), Paper No. \_\_\_\_\_  
7  Examiner's Comment Regarding Requirement for Deposit  
of Biological Material

137-175  
2  Notice of Informal Patent Application (PTO-152)  
4  Interview Summary (PTO-413), Paper No. \_\_\_\_\_  
6  Examiner's Amendment/Comment  
8  Examiner's Statement of Reasons for Allowance  
9  Other

J. Woodrow Eldred  
Primary Examiner  
Art Unit: 3644

Art Unit: 3644

1. The following is an examiner's statement of reasons for allowance: The prior art of record fails to disclose a rocket nozzle having combustible material disposed on an interior surface of the cone.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

2. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Abel et al, Moore, Miskelly Jr. et al, and Graser et al are cited as being of interest since they disclose rocket nozzles.

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to J. Woodrow Eldred whose telephone number is (703)306-4151. The examiner can normally be reached on Monday to Friday from 9:00 a.m. to 5:00 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Charles Jordan, can be reached on (703) 306-4198. The fax phone number for this Group is (703) 306-4195.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 306-4177.



J. WOODROW ELDRED  
PRIMARY EXAMINER  
GROUP 220